

## Message Text

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ACTION IO-10

INFO OCT-01 AF-04 EUR-12 ISO-00 IOE-00 CIAE-00 DODE-00

PM-03 H-01 INR-05 L-02 NSAE-00 NSC-05 PA-01 RSC-01

PRS-01 SP-02 SS-15 USIA-06 AID-05 OMB-01 SR-02 ORM-01

EB-07 ARA-06 EA-06 NEA-06 /103 W

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P R 101818Z DEC 74

FM USMISSION USUN NY

TO SECSTATE WASHDC PRIORITY 8373

INFO AMCONSUL CAPETOWN

AMEMBASSY LONDON

AMEMBASSY LUSAKA

AMEMBASSY PARIS

AMEMBASSY PRETORIA

LIMITED OFFICIAL USE SECTION 1 OF 2 USUN 5860

CAPETOWN FOR EMBASSY

E.O. 11652: N/A

TAGS: UN, PFOR, WA

SUBJECT: SECURITY COUNCIL: NAMIBIA

FOLLOWING LATEST REVISED TEXT OF AF GROUPS DRAFT  
RESOLUTION ON NAMIBIA FOR CONSIDERATION BY SECURITY COUNCIL;

QUOTE

RECALLING THAT, IN TERMS OF GENERAL ASSEMBLY RESOLUTION  
2145 (XXI) OF 27 OCTOBER 1966, THE TERRITORY OF NAMIBIA(FORMERLY  
SOUTH WEST AFRICA) IS THE DIRECT RESPONSIBILITY OF THE  
UNITED NATIONS UNTIL THE PEOPLE OF THE TERRITORY ATTAIN  
SELF-GOVERNMENT AND INDEPENDENCE IN ACCORDANCE WITH THE  
PROVISIONS OF THE UNITED NATIONS RESOLUTIONS RELATING THERETO,  
REAFFIRMING ITS RESOLUTION 301 (1971 ) AND THE GENERAL  
ASSEMBLY RESOLUTION 3031(XXVII), WHICH RECOGNIZE THE NATIONAL  
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UNITY AND TERRITORIAL INTEGRITY OF NAMIBIA AND UPHOLD THE

INALIENABLE RIGHT OF THE ENTIRE NAMIBIAN PEOPLE TO ACHIEVE  
SELF-DETERMINATION AND INDEPENDENCE AS A SINGLE TERRITORIAL  
AND POLITICAL ENTITY,  
NOTING THAT SOUTH AFRICA CONTINUES TO IMPLEMENT ITS UNLAWFUL  
BANTUSTAN OR HOMELAND POLICY, AND IN PARTICULAR TO PROPOSE  
ELECTIONS AND PURPORTED SELF-GOVERNMENT ON A SEPARATE HOMELAND  
BASIS IN VIOLATION OF UNITED NATIONS RESOLUTION.  
NOTING FURTHER THAT SOUTH AFRICA HAS SUBMITTED, WITH ITS  
APPARENT APPROVAL, TO THE UNITED NATIONS PROPOSALS MADE BY  
OFFICIALS CONNECTED WITH THE ILLEGAL ADMINISTRATION RELATING  
TO THE FUTURE OF THE TERRITORY, WHICH PROPOSALS DO NOT COMPLY WITH  
UNITED NATIONS RESOLUTIONS, IN PARTICULAR WITH THE REQUIREMENTS  
OF GENERAL ASSEMBLY RESOLUTION 2248 (S-V), CALLING FOR THE  
ELECTION OF A CONSTITUENT ASSEMBLY BY UNIVERSAL ADULT FRANCHISE  
TO DRAW UP A CONSTITUTION FOR THE ENTIRE TERRITORY.  
REAFFIRMING ITS RESOLUTION 310 (1972), 301 (1971), AND 264 (1969) AND  
GENERAL ASSEMBLY RESOLUTIONS 2325 (XXIII) AND 2248 (S-V), CALLING  
ON SOUTH AFRICA TO WITHDRAW ITS ADMINISTRATION AND OCCUPATION  
FORCES FROM NAMIBIA,  
RECALLING THE ADVISORY OPINION OF THE INTERNATIONAL COURT  
OF JUSTICE OF 21 JUNE 1971 THAT SOUTH AFRICA IS UNDER  
OBLIGATION TO WITHDRAW ITS PRESENCE FROM THE TERRITORY,  
NOTING THAT SOUTH AFRICA HAS REFUSED TO WITHDRAW ITS ADMINISTRATION  
AND MILITARY AND POLICE FORCES FROM NAMIBIA AND HAS INSTEAD,  
REENFORCED AND STRENGTHENED  
ITS MILITARY FORCES IN THE TERRITORY.  
REAFFIRMING ITS RESOLUTIONS 311 ( TO RELEASE ALL NAMIBIANS IMPRI-  
SONED OR DETAINED AS A RESULT OF THEIR OPPOSITION TO APARTHEID  
AND TO REPATRIATE THOSE HELD IN SOUTH AFRICA UNDER THE  
TERRORISM ACT,  
NOTING THAT, IN VIOLATING  
THE ABOVE-MENTIONED RESOLUTIONS,  
NAMIBIANS CONTINUE TO BE IMPRISONED AND DETAINED, MANY OF THEM  
IN SOUTH AFRICA, UNDER SO-CALLED INTERNAL SECURITY LEGISLATION,  
NOTING ALSO THAT, IN VIOLATION OF THE UNITED NATIONS CHARTER,  
THE UNIVERSAL DECLARATION OF HUMAN RIGHTS, AND THE UNITED NATIONS  
RESOLUTIONS, SOUTH AFRICA CONTINUES TO APPLY IN NAMIBIA  
RACIALLY DISCRIMINATORY LAWS AND PRACTICES AS WELL AS  
REPRESSIVE LEGISLATION.  
NOTING ALSO THAT , IN VIOLATION OF THE UNIVERSAL DECLARATION OF  
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HUMAN RIGHTS AND UNITED NATIONS RESOLUTIONS, SOUTH AFRICA REF  
D  
ALLOW NAMIBIAN POLITICAL REFUGEES TO RETURN TO THE TERRITORY  
WITHOUT THREAT OF PROSECUTION OR PENALTY,  
NOTING FURTHER THAT, IN VIOLATION OF THE PRINCIPLES OF THE UNITED  
NATIONS CHARTER AND OF THE UNIVERSAL DECLARATION OF HUMAN  
RIGHTS AND UNITED NATIONS RESOLUTIONS, NAMIBIANS ARE  
SUBJECT TO RESTRICTIONS, ARREST, DETENTION, IMPRISONMENT, AND

OTHER PENALTIES, OR THE THREAT THEREOF, BY SOUTH AFRICAN, "TERRITORIAL" OR "HOMELAND" AUTHORITIES FOR ENGAGING IN POLITICAL ACTIVITIES RELATED TO THEIR LEGITIMATE STRUGGLE FOR SELF-GOVERNMENT AND INDEPENDENCE, NOTING AS WELL THAT SOUTH AFRICA, IN VIOLATION OF THE PRINCIPLES OF THE UNITED NATIONS CHARTER, THE UNIVERSAL DECLARATION OF HUMAN RIGHTS, AND UNITED NATIONS RESOLUTIONS, DENIES NAMIBIANS THE RIGHT TO MOVE FREELY THROUGHOUT THEIR OWN COUNTRY BY IMPOSING AND INQUITOUS SYSTEM OF " PASSES ", "INFLUX CONTROL", AND LABOUR BUREAUX UPON THEM.

NOTING FURTHER THAT SOUTH AFRICA, IN VIOLATION OF THE PRINCIPLES OF THE UNITED NATIONS CHARTER, THE UNIVERSAL DECLARATION OF HUMAN RIGHTS, AND UNITED NATIONS RESOLUTIONS, DENIES NAMIBIANS BASIC POLITICAL FREEDOMS, INCLUDING THE RIGHT OF FREE SPEECH AND PRESS, ASSEMBLY, PETITION, AND POLITICAL ORGANIZATION,

NOTING MOREOVER THAT THE OCCUPATION AUTHORITIES APPLY IN THE TERRITORY MULTIFARIOUS OTHER SOUTH AFRICAN AND LOCAL LAWS AND PRACTICES IN CONTRAVENTION OF THE LETTER AND THE SPIRIT OF THE UNITED NATIONS CHARTER AND THE UNIVERSAL DECLARATION OF HUMAN RIGHTS,

RECOGNIZING THAT IT IS DESIRABLE TO EFFECT A TRANSITION FROM SOUTH AFRICAN TO UNITED NATIONS ADMINISTRATION IN NAMIBIA IN AS ORDERLY, EFFICIENT AND SPEEDY A MANNER AS POSSIBLE, AND RECOGNIZING FURTHER THAT THE AD INTERIM UNITED NATIONS ADMINISTRATION IN NAMIBIA WILL REQUIRE VARIOUS AND EXTENSIVE LOCAL FACILITIES AS WELL AS ASSISTANCE FROM INTERNATIONAL AGENCIES TO CARRY OUT ITS MANDATE TO PREPARE FOR ALL-NAMIBIAN ELECTIONS, CARRIED OUT ON THE BASIS OF UNIVERSAL ADULT SUFFRAGE, TO CHOOSE A CONSTITUENT ASSEMBLY WHICH WILL DRAFT A CONSTITUTION FOR THE INDEPENDENT NAMIBIAN STATE,

1. CALL UPON SOUTH AFRICA TO MAKE A SOLEMN BINDING LIMITED OFFICIAL USE

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DELCLARATION OF INTENT TO RELINQUISH ALL CLAIMS OF SOVEREIGNTY AND ALL EXERCISE OF POWER IN OR OVER NAMIBIA AND TO GIVE AN ASSURANCE THAT IT WILL COMPLY WITH THE DECISIONS OF THE UNITED NATIONS AND THE ADVISORY OPINION OF THE INTERNATIONAL COURT OF JUSTICE OF 21 JUNE 1971 IN REGARD TO NAMIBIA AND THAT IT RECOGNIZES THE TERRITIRIAL INTEGRITY AND UNITY OF NAMIBIA AS A NATION, SUCH DELCLARATION AND ASSURANCE TO BE MADE IN WRITTEN FORM AND ADDRESSED TO THE SECURITY COUNCIL OF THE UNITED NATIONS ON OR BEFORE 31 MARCH 1975;

2. CALLS UPON SOUTH AFRICA TO MAKE PROVISION FOR THE TOTAL WITHDRAWAL ON THE MILITARY, POLICE AND CIVILIAN FORCES AND ADMINISTRATION MAINTAINED ILLEGALLY IN NAMIBIA BY SOUTH AFRICA AND TO HANDOVER THE COMPLETE ADMINISTRATION OF NAMIBIA TO THE PEOPLE OF NAMIBIA THROUGH THE UNITED NATIONS, ON OR BEFORE 1 MARCH 1976, AND TO THIS END TO PARTICIPATE IN ANDCO-

OPERATE WITH A CONFERENCE CONVENED BY THE UNITED NATIONS FOR THE PURPOSE OF MAKING PROVISIONS FOR THE ORDERLY AND COMPLETE TRANSFER OF ALL POWERS AND FUNCTIONS EXERCISED BY SOUTH AFRICA AND ITS ADMINISTRATION IN NAMIBIA AS WELL AS ALL PROPERTIES, FACILITIES AND EQUIPMENT CONNECTED THEREWITH TO THE PEOPLE OF NAMIBIA THROUGH THE UNITED NATIONS, SUCH CONFERENCE TO BE HELD NOT LATER THEN 1 SEPTEMBER 1975,

3. CALLS UPON SOUTH AFRICA, PENDING THE TRANSFER OF POWERS AND PROPERTIES PROVIDED FOR IN THE PRECEDING PARAGRAPH TO:

(A) RELEASE, ON OR BEFORE 1 MARCH 1975, ALL NAMIBIAN POLITICAL PRISONERS INCLUDING THOSE IMPRISONED OR DETAINED IN CONNECTION WITH OFFENCES UNDER SO-CALLED INTERNAL SECURITY LAWS, WHETHER SUCH NAMIBIANS HAVE BEEN CHARGED OR TRIED OR ARE HELD WITHOUT CHARGE AND WHETHER HELD IN NAMIBIA OR SOUTH AFRICA;

(B) TO SUSPEND IMMEDIATELY AND PERMANENTLY THE APPLICATION IN NAMIBIA OF ALL RACIALLY DISCRIMINATORY AND POLITICALLY REPRESSIVE LAWS

AND PRACTICES, IN PARTICULAR THE FOLLOWING:

SUPPRESSION OF COMMUNISM ACT, NO. 44 OF 1950, AS AMENDED

TERRORISM ACT, NO. 83 OF 1967 AS AMENDED

DEVELOPMENT OF SELF-GOVERNMENT FOR NATIVE NATIONS IN SOUTH

WEST AFRICA ACT, NO. 54 OF 1968 AS AMENDED

NATIVE ADMINISTRATION PROCLAMATION, NO. 15 OF 1928, AS AMENDED

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INFO OCT-01 AF-04 EUR-12 ISO-00 IOE-00 CIAE-00 DODE-00

PM-03 H-01 INR-05 L-02 NSAE-00 NSC-05 PA-01 RSC-01

PRS-01 SP-02 SS-15 USIA-06 OMB-01 SR-02 ORM-01 AID-05

EB-07 ARA-06 EA-06 NEA-06 /103 W

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P R 101818Z DEC 74

FM USMISSION USUN NEWYORK

TO SECSTATE WASHDC PRIORITY 8374

INFO AMCONSUL CAPETOWN

AMEMBASSY LONDON

AMEMBASSY LUSAKA

AMEMBASSY PARIS

AMEMBASSY PRETORIA

LIMITED OFFICIAL USE SECTION 2 OF 2 USUN 5860

CAPETOWN FOR EMBASSY

NATIVE (URBAN AREAS) PROCLAMATION, NO. 56 OF 1951,  
AS AMENDED

ALL EMPLOYMENT BUREAUX REGULATIONS PROCLAMATIONS

REGULATIONS FOR THE ADMINISTRATION OF THE DISTRICT OF  
OVAMBOLAND PROCLAMATION, NO. R. 17 OF 1972, AS AMENDED;

(C) TO ACCORD TO ALL NAMIBIANS CURRENTLY IN EXILE FULL  
FACILITIES FOR RETURN TO THEIR COUNTRY WITHOUT RISK OF  
ARREST, DETENTION, INTIMIDATION, OR IMPRISONMENT;

(D) TO RELEASE FROM RESTRICTIONS OR IMPRISONMENT OR  
THE THREAT THEREOF AND TO ACCORD FREEDOM OF MOVEMENT TO  
ALL NAMIBIANS WHO ARE AT PRESENT RESTRICTED IN THEIR MOVEMENTS  
OR ACTIVITIES, DETAINED, IMPRISONED OR SOUGHT BY SOUTH  
AFRICAN, "TERRITORIAL" OR "HOMELAND" AUTHORITIES IN  
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RESPECT OF ANY POLITICAL ACT OR DEFAULT RELATING TO A  
POLITICAL MATTER, INCLUDING THE RIGHT OF NAMIBIA TO ITS  
COMPLETE INDEPENDENCE;

(E) TO ABOLISH AND DISMANTLE AND BANTUSTAN OR HOMELAND  
SYSTEM;

(F) TO GRANT ALL NAMIBIANS FULL FREEDOM OF MOVEMENT  
THROUGHOUT THE WHOLE OF NAMIBIA;

(G) TO ACCORD TO NAMIBIANS THE RIGHT TO ORGANIZE FREELY  
FOR POLITICAL PURPOSES, TO FREELY EXPRESS THEIR VIEWS IN  
PUBLIC AND PRIVATE AND TO ASSEMBLY FREELY FOR POLITICAL  
PURPOSES;

(H) TO GIVE ASSURANCES THAT IT WILL COMPLY, IN SPIRIT  
AND IN PRACTICE, WITH THE PROVISIONS OF THE UNIVERSAL  
DECLARATION OF HUMAN RIGHTS;

(I) TO PROVIDE ALL FACILITIES REQUIRED BY THE UNITED  
NATIONS:

(I) TO ENABLE THE UNITED NATIONS TO MAKE PREPARATIONS  
FOR THE HOLDING OF ELECTIONS TO A CONSTITUENT ASSEMBLY  
ON THE BASIS OF UNIVERSAL ADULT SUFFRAGE;

(II) TO ENABLE THE UNITED NATIONS TO SET UP SUCH OFFICES  
AND INSTALLATION WITHIN NAMIBIA AS IT MAY REQUIRE;

(III) TO ENABLE THE UNITED NATIONS SPECIALIZED AGENCIES,  
IN PARTICULAR THE WORLD HEALTH ORGANIZATION (WHO),  
THE FOOD AND AGRICULTURE ORGANIZATION (FAO) AND THE UNITED

NATIONS EDUCATIONAL, SCIENTIFIC AND CULTURAL ORGANIZATION  
(UNESCO), TO UNDERTAKE SUCH RESEARCH, INVESTIGATION,  
OPERATIONS AND ACTIVITIES WITHIN NAMIBIA AS MAY BE REQUESTED;

(IV) FOR THE ABOVE PURPOSES, TO GRANT SUCH DIPLOMATIC  
AND OTHER IMMUNITIES AS MAY BE REQUIRED TO ALL PERSONS  
EMPLOYED BY THE UNITED NATIONS OR ITS SPECIALIZED AGENCIES  
TO PERFORM DUTIES IN CONNECTION WITH THE AFOREMENTIONED  
MATTERS.

4. DECIDES TO REMAIN SEIZED OF THE MATTER AND TO MEET ON OR  
BEFORE 14 MARCH 1975 FOR THE PURPOSE OF REVIEWING SOUTH  
AFRICA'S COMPLIANCE WITH THE TERMS OF THIS RESOLUTION AND  
IN THE EVENT OF NON COMPLIANCE BY SOUTH AFRICA, FOR THE PURPOSE  
OF CONSIDERING THE APPROPRIATE MEASURES TO BE TAKEN UNDER  
THE CHARTER. UNQTE.

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** TEXT, AGREEMENT DRAFT, HUMAN RIGHTS, INDEPENDENCE, UNGA RESOLUTIONS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 10 DEC 1974  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** CunninFX  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
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**Document Source:** CORE  
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**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** D740358-0805  
**From:** USUN NEW YORK  
**Handling Restrictions:** n/a  
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**Legacy Key:** link1974/newtext/t19741245/aaaabmqw.tel  
**Line Count:** 299  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ACTION IO  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
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**Page Count:** 6  
**Previous Channel Indicators:**  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** n/a  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** CunninFX  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 02 MAY 2002  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <02 MAY 2002 by elyme>; APPROVED <26 MAR 2003 by CunninFX>  
**Review Markings:**

Declassified/Released  
US Department of State  
EO Systematic Review  
30 JUN 2005

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** SECURITY COUNCIL: NAMIBIA FOLLOWING LATEST REVISED TEXT OF AF GROUPS DRAFT  
**TAGS:** PFOR, SHUM, WA, UNSC  
**To:** STATE  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005